

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

FILED
APR 11 2005
[Signature]
CLERK

MICHAEL M. FIEGEN and
KATHLEEN M. FIEGEN,

Plaintiffs,

CIV. 04-4155

STONEGATE MEADOWS, LLC and
WESLEY W. MORGAN, individually, and
BILLY C. VAUGHN, individually, and
KEYBANK NATIONAL ASSOCIATION,

Defendants.

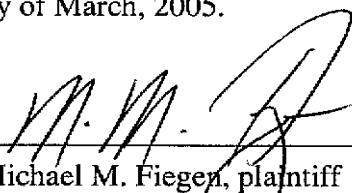
STIPULATION FOR DISMISSAL
PURSUANT TO FED. R.CIV.P. (a)(1)(ii)

COMES NOW, plaintiffs, Michael M. Fiegen and Kathleen M. Fiegen, and defendants, Stonegate Meadows, LLC, Billy C. Vaughn, individually, and Keybank National Association, and stipulate as follows:

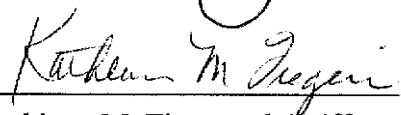
1. An Agreement and Release of all claims has been implemented between plaintiffs, Michael M. Fiegen and Kathleen M. Fiegen, and defendant Billy C. Vaughn. Accordingly, the differences between plaintiffs Michael M. Fiegen and Kathleen M. Fiegen and defendant Billy C. Vaughn having been resolved by negotiation and settlement, it is hereby stipulated between plaintiffs Michael M. Fiegen and Kathleen M. Fiegen and defendant Billy C. Vaughn, that defendant Billy C. Vaughn be dismissed from the above referenced lawsuit, with prejudice and without allocation of costs to either party.
2. An Agreement and Release of all claims has been implemented between plaintiffs, Michael M. Fiegen and Kathleen M. Fiegen, and defendant Keybank National Association. Accordingly, the differences between plaintiffs Michael M. Fiegen and Kathleen M. Fiegen and defendant Keybank National Association having been resolved by negotiation and settlement, it is hereby stipulated

between plaintiffs Michael M. Fiegen and Kathleen M. Fiegen and defendant Keybank National Association, that Keybank National Association be dismissed from the above referenced lawsuit, with prejudice and without allocation of costs to either party.

Dated this 31st day of March, 2005.



Michael M. Fiegen, plaintiff



Kathleen M. Fiegen, plaintiff

CHRISTENSON LAW OFFICE, P.C.



Robert A. Christenson

311 East 14th Street

Sioux Falls, SD 57105

(605) 332-1200

Attorney for Plaintiffs

HAGEN, WILKA & ARCHER

A handwritten signature in cursive script, reading "Thomas K. Wilka", is written over a horizontal line.

Thomas K. Wilka


P.O. Box 964

Sioux Falls, SD 57101

(605) 334-0005

Attorney for Billy C. Vaughn

DAVENPORT, EVANS, HURWITZ & SMITH, LLP

A handwritten signature in black ink, appearing to read "Thomas M. Frankman", is written over a horizontal line.

Thomas M. Frankman

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Attorney for Keybank National Association